

- ☒ 1. Enclosed is a copy of the prior application Serial No. 09/337,635 as originally filed, including specification (270 pages), claims (10 pages), abstract (1 page), drawings (11 sheets), and a declaration. The undersigned hereby verifies that the attached papers are a true copy of the prior application as originally filed and identified above, that no amendments (if any) referred to in the declaration filed to complete the prior application introduced new matter therein, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issuing thereon.

(a) ☒ The inventorship is the same as prior Application Serial No. 09/337,635.

(b) ☐ Deletion of inventor(s). Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. § 1.63(d)(2) and 1.33(b).

(c) ☐ Priority of foreign patent application number , is claimed under 35 U.S.C. § 119 (a)-(e). The certified copy:

☐ is enclosed.

☐ has been filed in the prior Application Serial No.

- ☒ 2. The Commissioner is authorized to charge the filing fee of \$740.00 to Deposit Account No. 01-2508/11792.0214.DVUS01. Should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed

materials, the Commissioner is authorized to deduct said fees from or credit any overpayment to Deposit Account No. 01-2508/11792.0214.DVUS01.

FEE CALCULATION
(upon entry of Preliminary Amendment)

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee -----				\$740.00
Total Claims	3 - 20 =	0 X	\$18.00 =	0
Independent Claims	1 - 3 =	0 X	\$80.00 =	0
Multiple Dependent Claim(s) -----				\$-0-
				<u>\$740.00</u>

- ☒ 3. Enclosed is a copy of the current Power of Attorney in the prior application.
- ☒ 4. Address all future communications to:
- Patricia A. Kammerer
HOWREY SIMON ARNOLD & WHITE, LLP
750 Bering Drive
Houston, Texas 77057-2198
(713) 787-1400
- ☒ 5. The prior application is presently assigned to Monsanto Technology LLC.
- ☒ 6. Enclosed is a preliminary amendment. Any additional fees incurred by this amendment are included in box No. 2 above, and said fee has been calculated after amendment of the claims by the present preliminary amendment.
- ☒ 7. Enclosed are formal drawings.

- ☒ 8. An Information Disclosure Statement (IDS) is enclosed.
- ☒ (a) PTO-1449.
- ☐ (b) Copies of IDS citations.
- ☒ 9. Transfer the sequence information, including the computer readable form previously submitted in the co-pending application Serial No. 09/337,635, filed June 21, 1999, for use in this application. 37 C.F.R. § 1.821(e).
- ☒ 10. Return Receipt Postcard (specifically itemized).

Respectfully submitted,


Patricia A. Kammerer
Reg. No. 29,775

HOWREY SIMON ARNOLD & WHITE, LLP
750 Bering Drive
Houston, Texas 77057-2198
(713) 787-1400

Attorney for Assignee
MONSANTO TECHNOLOGY LLC

Date: October 5, 2001

